IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.17088 of 2007
NARGIS BEGUM
Versus
STATE OF BIHAR & ORS
---

6 18.9.2008 Heard learned counsel for the petitioner, learned counsel for O.P. No. 2 and learned A.P.P. for the State.

This application is directed against the order dated 6.2.2007 passed by Sri Jagannath Rai, Presiding Judge, F.T.C. No. V, Kaimur at Bhabhua, in Cr. Revision No. 195 of 2006 / 06 of 2007 with Cr. Revision No. 198 of 2006 / 07 of 2007.

It appears that by order dated 30.7.2007 passed in Cr. Misc. No. 16958 of 2007 a Bench of this Court was pleased to quash the order passed in Criminal Revision No. 198 of 2006 / 07 of 2007, with the observation that in view of the pendency of Title Suit between the parties the Civil Court alone was competent to give any direction in the matter.

WEB COPY NOT OFFICIAL

Since the Presiding Judge aforesaid had disposed of two revisional applications by a common order and only one order passed in Cr. Revision 198 of 2006 was quashed by this Court to the extent "that the observation made in the last but one paragraph of the impugned order is quashed" vide order dated 30.7.2007 I am left with no option but also to quash the impugned order dated 6.2.2007 passed in relation to Criminal Revision No. 195 of 2006 / 06 of 2007 in similar terms.

In the result the application is allowed.

Spd/- **(Abhijit Sinha, J.)**